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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL To Commissioner For Patents Please enter the following submission and withdraw the finality of the proceeding office action or withdraw any pending appeal and reopen prosecution before the Examiner.	Application Number	10/042,447
	Filing Date	January 8, 2002
	First Named Inventor	Mietens
	Group Art Unit	2654
	Examiner Name	Martin Lerner
	Attorney Docket Number	NL010028

This is an RCE under 37 C.F.R. § 1.114 of the above-identified application (which is made prior to: payment of issue fee; abandonment; notice of appeal to the CAFC; or commencement of civil action under 35 U.S.C. 145 or 146.)

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 28, 2005
 (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply 08/23/2005 KBETEM1 00000040 141270 10042447
- ii. ☐ Affidavit(s)/Declaration(s) 01 FC:1801 790.00 DA
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____ (may not be a brief)

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2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (May not exceed 3 months; Fee required per 37 C.F.R. § 1.117(i))
- b. ☐ Other _____

3. Fees

- a. ☒ The Commissioner For Patents is hereby authorized to charge all required fees except the issue fee or credit any overpayments, to Deposit Account No. 14-1270

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)	Russell Gross	Registration No. (Attorney/Agent)	40,007
Signature	<i>Russell Gross</i>	Date	8/19/05

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office tel#: 571-273-8300 on the date below:

Name (Print Type)	Elissa DeLuccy		
Signature	<i>Elissa DeLuccy</i>	Date	Aug 19, 2005